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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
APR 11 2017
SEAN F. McAVOY, CLERK
DEPUTY
YAKIMA, WASHINGTON

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOHNNY ANDRES ASUNCION, III

Defendant.

1:17-CR-2015-EFS

INDICTMENT

Vio: 21 U.S.C. § 841(a)(1), (b)(1)(A)(viii)
Possession with Intent to Distribute
Methamphetamine

Notice of Criminal Forfeiture

The Grand Jury charges:

On or about February 9, 2017, in the Eastern District of Washington, the
Defendant, JOHNNY ANDRES ASUNCION, III, did knowingly and intentionally
possess with intent to distribute 50 grams or more of actual methamphetamine, a

INDICTMENT

1 Schedule II controlled substance, in violation of Title 21 United States Code,
2 Section 841(a)(1), (b)(1)(A)(viii).

3
4 **NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS**

5 The allegations contained in Count 1 of this Indictment are hereby realleged
6 and incorporated by reference for the purpose of alleging forfeitures pursuant to
7 Title 21, United States Code, Section 853.
8

9 Pursuant to Title 21, United States Code, Section 853, upon conviction of an
10 offense in violation of Title 21, United States Code, Section 841, the Defendant,
11 JOHNNY ANDRES ASUNCION, III, shall forfeit to the United States of
12 America, any property constituting, or derived from, any proceeds obtained,
13 directly or indirectly, as the result of such offense(s) and any property used or
14 intended to be used, in any manner or part, to commit or to facilitate the
15 commission of the offense(s).
16
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18 If any forfeitable property, as a result of any act or omission of the
19 Defendants:
20

- 21 (a) cannot be located upon the exercise of due diligence;
22 (b) has been transferred or sold to, or deposited with, a third party;
23 (c) has been placed beyond the jurisdiction of the court;
24 (d) has been substantially diminished in value; or
25 (e) has been commingled with other property which cannot be divided
26 without difficulty;
27
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1 the United States of America shall be entitled to forfeiture of substitute property
2 pursuant to Title 21, United States Code, Section 853(p).
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4
5 DATED: April 11, 2017.

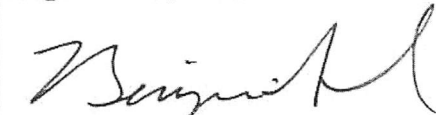
6 A TRUE BILL

7
8 Presiding Juror
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10 JOSEPH H. HARRINGTON
11 Acting United States Attorney

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13 Thomas J. Hanlon
14 Supervisory Assistant United States Attorney

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16 Benjamin D. Seal
17 Assistant United States Attorney
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